



**UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/396,531 09/15/99 ADDINGTON

R 99-1001

024253
JOEL I ROSENBLATT
445 11TH AVENUE
INDIALANTIC FL 32903

QM12/1113

EXAMINER

PIERCE, W

ART UNIT	PAPER NUMBER
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3711
DATE MAILED:

11/13/00

8


Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Art Unit:

1. The reply filed on 10/10 is informal/not responsive to the prior Office action because the response was filed with extra dependent claims for which an additional \$6.00 is owed. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given a **TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

2. Any inquiry concerning this communication should be directed to William Pierce at E-mail address bill.pierce@USPTO.gov or at telephone number (703) 308-3551.



**WILLIAM M. PIERCE
PRIMARY EXAMINER**

ATTACHMENT TO AND MODIFICATION OF
NOTICE OF ALLOWABILITY (PTO-37)

(November, 2000)

NO EXTENSIONS OF TIME ARE PERMITTED TO FILE CORRECTED OR FORMAL DRAWINGS, OR A SUBSTITUTE OATH OR DECLARATION, notwithstanding any indication to the contrary in the attached Notice of Allowability (PTO-37).

If the following language appears on the attached Notice of Allowability, the portion lined through below is of no force and effect and is to be ignored¹:

A SHORTENED STATUTORY PERIOD FOR RESPONSE to comply with the requirements noted below is set to EXPIRE **THREE MONTHS** FROM THE "DATE MAILED" of this Office action. Failure to comply will result in ABANDONMENT of this application. ~~Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).~~

Similar language appearing in any attachments to the Notice of Allowability, such as in an Examiner's Amendment/Comment or in a Notice of Draftperson's Patent Drawing Review, PTO-948, is also to be ignored.

¹ The language which is crossed out is contrary to amended 37 CFR 1.85(c) and 1.136. See "*Changes to Implement the Patent Business Goals*", 65 *Fed. Reg.* 54603, 54629, 54641, 54670, 54674 (September 8, 2000), 1238 *Off. Gaz. Pat. Office* 77, 99, 110, 135, 139 (September 19, 2000).

Application No. ____/____
Art Unit 37 ____

Examiner Pierce
Attachment to Paper No. ____

☒ The response filed on : ____ was filed with ____

extra

independent claim(s) for which an additional claim fee of \$ ____ .00 is owed.

☒ The response filed on 10-20-00 was filed with 12 extra
dependent claim(s) for which an additional claim fee of \$ 6 .00 is owed. *Partial Payment.*

☐ The reply was not signed.

☐ The reply was improperly signed because _____ >

☐ For the foregoing reason(s), the response is considered to be informal/non-responsive to the Office letter dated _____. A shortened statutory period of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

_____, 3700 Technical Support